

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IVELISSE G. RODRIGUEZ and)	
WILFREDO RODRIGUEZ,)	
individually and on behalf of the classes)	
defined herein,)	08 C 1723
)	
plaintiffs,)	Judge Coar
)	
vs.)	Magistrate Judge Mason
)	
CAPITAL ONE HOME LOANS, LLC;)	
HSBC MORTGAGE SERVICES, INC.;)	
MORTGAGE ELECTRONIC)	
REGISTRATION SYSTEMS; and)	
DOES 1-5,)	
)	JURY DEMAND
Defendants.)	

Notice of F.R.C.P. 41(a)(1) DISMISSAL

Pursuant to the requirements of F.C.R.P. 41(a), plaintiffs file the following voluntary dismissal.

1. No defendant has filed an answer or a motion for summary judgment in this matter.
 2. Plaintiffs hereby voluntarily dismiss, with prejudice, all individual counts against all defendants.
 3. Further, plaintiffs hereby dismiss, *without* prejudice, all class allegations.
- No class has been certified in this matter. No agreement whatsoever has been made with respect to the rights of absent class members (except that the class allegations must be dismissed *without* prejudice). Therefore, no absent class members will be bound in any way by this dismissal, and no notice to absent class members is required, pursuant to F.R.C.P. 23(e).

Respectfully submitted,

s/Al Hofeld, Jr.
Al Hofeld, Jr.

Al Hofeld, Jr.
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CERTIFICATE OF SERVICE BY ELECTRONIC MEANS

I, Al Hofeld, Jr., attorney for plaintiffs, hereby certify that on June 16, 2008, service of the foregoing *Notice of F.R.C.P. 41(a)(1) Dismissal*, was accomplished pursuant to ECF as to Filing Users, and I shall comply with LR 5.5 as to any party who is not a Filing User or represented by a Filing User.

s/Al Hofeld, Jr.
Al Hofeld, Jr.

